

EXECUTIVE COUNCIL OF IOWA

MINUTES

MARCH 4, 2019

The Executive Council met in regular session at 10:03 a.m. in Room G09 of the Capitol Building with Governor Kim Reynolds presiding. Secretary Paul Pate, Auditor of State Rob Sand and Secretary of Agriculture Michael Naig were present. Treasurer of State Michael Fitzgerald was absent.

Regular Session
March 4, 2019

Moved by Secretary Pate and seconded by Auditor Sand that the Council approve the minutes of the Executive Council meeting held February 11, 2019.

Minutes Approved

The vote: Ayes: Governor Reynolds
 Secretary Pate
 Auditor Sand
 Secretary Naig
 Nays: None

Moved by Secretary Naig and seconded by Secretary Pate that the Council approve the request from the Attorney General's Office for payment of Expenses Under Iowa Code §7D.10 in the amount of \$20,190.60 for prosecuting cases under Iowa Code chapter 229A.

Approved Iowa
Code §7D.10

The vote: Ayes: Governor Reynolds
 Secretary Pate
 Auditor Sand
 Secretary Naig
 Nays: None

Moved by Secretary Naig and seconded by Secretary Pate that the Council approve the request from the Department of Justice, Attorney General's office as follows:

Approved Outside
Counsel

- A. The Attorney General's Office on behalf of the University of Iowa requests retention of outside counsel pursuant to Iowa Code section 13.7 to retain special counsel to provide specialized legal services with respect to potential litigation challenging new federal regulations pertaining to the allocation and distribution of donor livers for purposes of organ transplantation.

Firm: Jones Day
555 South Flower Street
Fifteenth Floor
Los Angeles, CA 90071

Rate: Fees will be in accordance with a separate engagement letter and fee schedule between UI and Jones Day. Fees will range from \$1012 (lead litigator) to \$450 per hour (appeals associate) and will be split amount the participating transplant centers. Fees and costs will be paid directly by U of I.

The vote: Ayes: Governor Reynolds
Secretary Pate
Auditor Sand
Secretary Naig
Nays: None

Moved by Secretary Pate and seconded by Auditor Sand that the Council approve requests as follows:

Approved
Emergency
Allocations

- A. Department of Public Safety requested a supplemental emergency allocation in the amount \$79.10. This increases the total allocation to \$2,686.25. On October 24, 2018 State Patrol Vehicle #224 was damaged by a deer in Wright County. Request was to cover repair costs. This represents full and final payment and this allocation will be closed.
- B. Department of Public Safety requested a supplemental emergency allocation in the amount \$513.83. This increases the total allocation to \$8,719.97. On November 5, 2018 State Patrol Vehicle #113 was damaged by a deer in Worth County. Request was to cover repair costs. This represents full and final payment and this allocation will be closed.
- C. Department of Public Safety requested a supplemental emergency allocation in the amount \$1,516.47. This increases the total allocation to \$11,090.27. On November 8, 2018 State Patrol Vehicle #408 was damaged by a deer in Buchanan County. Request was to cover repair costs. This represents full and final payment and this allocation will be closed.

- D. Department of Public Safety requested an emergency allocation in the amount of \$4,622.30. On January 15, 2019 State Patrol Vehicle #325 was damaged by a deer in Pottawattamie County. Request was to cover repair costs.
- E. Department of Public Safety requested an emergency allocation in the amount of \$4,571.40. On February 6, 2019 State Patrol Vehicle #298 was damaged by a deer in Clayton County. Request was to cover repair costs.
- F. Iowa Communications Network requested an emergency allocation in the amount of \$22,706.85. On January 2, 2019 ICN sustained cable damage due to erosion along Dove Avenue in Clayton County. Request was to cover repair costs.

The vote: Ayes: Governor Reynolds
 Secretary Pate
 Auditor Sand
 Secretary Naig
 Nays: None

Moved by Secretary Pate and seconded by Auditor Sand that the Council approve the following cost items:

Approved Payment
of Cost Items (1 of
2)

- A. Department of Public Safety\$10,249.74
On October 21, 2018 State Patrol Vehicle #79 was damaged by a deer on Highway 3 west of Hampton. Request was to cover repair costs. This represents full and final payment, \$252.44 will be reverted and this allocation closed.
- B. Department of Public Safety\$3,743.26
On November 21, 2018 State Patrol Vehicle #209 was damaged by a deer in Howard County. Request was to cover repair costs. This represents full and final payment, \$5.65 will be reverted and this allocation closed.
- C. Department of Public Safety\$2,312.17
On September 17, 2018 State Patrol Vehicle #55 was damaged by a deer in Fremont County. Request was to cover repair costs. This represents full and final payment and this allocation closed.
- D. Gray Miller Persh, LLP.....\$417.00
1200 New Hampshire Ave., N.W.
Washington, D.C. 20036
Iowa Public Television

- E. Patterson Law Firm L.L.P.....\$612.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Steven Porter v. Iowa State Fair, State of Iowa and Second Injury Fund of Iowa
- F. Patterson Law Firm L.L.P.....\$300.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Myra Ball v. Iowa Insurance Division, State of Iowa and Second Injury Fund of Iowa
- G. Patterson Law Firm L.L.P.....\$480.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Rory Aschbrenner vs. Iowa State University, State of Iowa and Second Injury Fund of Iowa
- H. Patterson Law Firm L.L.P.....\$240.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
James Brundies v. Iowa Department of Transportation, State of Iowa and Second Injury Fund of Iowa
- I. Patterson Law Firm L.L.P.....\$312.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Mary Kimball v. Woodward Resource Center, State of Iowa and Second Injury Fund of Iowa
- J. Patterson Law Firm L.L.P.....\$924.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Mark Alan Plueger v. Iowa Department of Transportation, State of Iowa and Second Injury Fund of Iowa

- K. Patterson Law Firm L.L.P.....\$12.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Jeffrey M. Skaggs v. Newton Correctional Facility, State of Iowa and Second Injury Fund of Iowa
- L. Patterson Law Firm L.L.P.....\$252.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Cherie Kreger v. University of Northern Iowa, State of Iowa and Second Injury Fund of Iowa
- M. Patterson Law Firm L.L.P.....\$524.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Kameron Paulus v. Mt. Pleasant Correctional Facility, State of Iowa and Second Injury Fund of Iowa
- N. Patterson Law Firm L.L.P.....\$154.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Barbara Stevens v. Iowa State University, State of Iowa and Second Injury Fund of Iowa
- O. Richard J. Bennett, Sr.....\$2,934.00
PO Box 65666
West Des Moines, IA 50265
Special Counsel for the Criminal Appeals Division of the Iowa Attorney General's Office
- P. Davis, Brown, Koehn, Shors & Roberts, P.C.....\$2,460.00
The Davis Brown Tower
215 10th Street, Suite 1300
Des Moines, IA 50309-3993
Legal Services to state agencies on issues related to the visa status of prospective state employees
- Q. Simmons Perrine Moyer Bergman PLC.....\$300.00
115 Third Street SE, Suite 1200
Cedar Rapids, IA 52402
Tobacco Settlement Authority

R.	Foley & Lardner, LLP.....	\$10,129.70
	321 North Clark Street, Suite 2800	
	Chicago, IL 60654-5313	
	<u>Legal Advice to OCIO</u>	
S.	Belin McCormick, P.C.....	\$1,239.00
	666 Walnut Street, Suite 2000	
	Des Moines, IA 50309	
	<u>AFSCME Council 61 for the 2017-2019 or 2019-2021 collective bargaining agreements</u>	
T.	Hall Render Killian Heath & Lyman P.C. (Baker).....	\$621.87
	Suite 2000, Box 82064	
	One American Square	
	Indianapolis, IN 46282	
	<u>University of Iowa Hospitals and Clinics (UIHC) Appeals</u>	
U.	Hall Render Killian Heath & Lyman P.C. (Baker).....	\$1,398.95
	Suite 2000, Box 82064	
	One American Square	
	Indianapolis, IN 46282	
	<u>University of Iowa Hospitals and Clinics (UIHC) Appeals</u>	
V.	Hall Render Killian Heath & Lyman P.C. (Baker).....	\$429.59
	Suite 2000, Box 82064	
	One American Square	
	Indianapolis, IN 46282	
	<u>University of Iowa Hospitals and Clinics (UIHC) Appeals</u>	
W.	Davis Brown Law Firm.....	\$884.00
	215 10th Street, Suite 1300	
	Des Moines, IA 50309-3993	
	<u>Special Counsel for Copyright, Trademark & Patent Issues</u>	
X.	Davis Brown Law Firm.....	\$884.00
	215 10th Street, Suite 1300	
	Des Moines, IA 50309-3993	
	<u>Special Counsel for Copyright, Trademark & Patent Issues</u>	
Y.	Davis, Brown, Koehn, Shors & Roberts, P.C.....	\$858.20
	The Davis Brown Tower	
	215 10 th Street, Suite 1300	
	Des Moines, IA 50309-3993	
	<u>Legal Services to state agencies on issues related to the visa status of prospective state employees</u>	

The vote: Ayes: Governor Reynolds
 Secretary Pate
 Auditor Sand
 Secretary Naig
 Nays: None

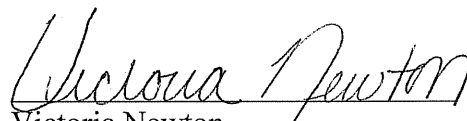
Moved by Secretary Naig and seconded by Secretary Pate that the Council approve the following cost items:

A. LaMarca & Landry, P.C.....\$45.00
1820 N.W. 118th Street, Suite 200
Des Moines, IA 50325
Godfrey v. State of Iowa et al, civil rights complaint

The vote: Ayes: Governor Reynolds
 Secretary Pate
 Auditor Sand
 Secretary Naig
 Nays: None

Moved by Secretary Pate and seconded by Auditor Sand that the meeting adjourn.

Respectfully submitted,


Victoria Newton
Executive Secretary

Approved Payment
of Cost Items (2 of
2)

Meeting adjourned